

STATE OF MICHIGAN



JOHN ENGLER, Governor

**DEPARTMENT OF ENVIRONMENTAL QUALITY**

*"Better Service for a Better Environment"*

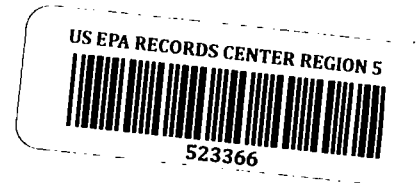
HOLLISTER BUILDING, PO BOX 30473, LANSING MI 48909-7973

INTERNET: [www.deq.state.mi.us](http://www.deq.state.mi.us)

RUSSELL J. HARDING, Director

OK'S  
GIT Co  
  
**FILE**

March 6, 2001



Exemption 6 [REDACTED]

Dear Mr. Grobbel:

SUBJECT: NPDES Permit No. MI0044741  
Williamsburg Receiving and Storage

Thank you for your concern regarding Williamsburg Receiving and Storage (WRS). Please see the enclosed February 23, 2001 letter. This should address most of the recommendations listed in your letter. Surface Water Quality Division is attempting to bring Williamsburg Receiving and Storage into compliance with their NPDES permit.

Please feel free to contact me if you have further questions.

Sincerely,

Sy Vongphasouk  
Environmental Quality Analyst  
Surface Water Quality Division  
231-775-3960, Extension 6267

Enclosure

STATE OF MICHIGAN



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RUSSELL J. HARDING, Director

REPLY TO:

CADILLAC DISTRICT OFFICE  
120 CHAPIN ST W  
CADILLAC MI 49601

February 23, 2001

**FILE**

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Mr. Chris Hubbell  
Williamsburg Receiving & Storage, Inc.  
10190 Munro Road  
Williamsburg, Michigan 49690

NOTICE LETTER  
NL-02-01-01-011C

Dear Mr. Hubbell:

SUBJECT: NPDES Permit No. MI0044741

This is a follow up letter regarding the February 16, 2001, inspection of your facility. It was noted that an unpermitted discharge occurred and may still be occurring. The following violations of your permit conditions were noted:

1. Unpermitted discharge of cherry process waters into Tobeco Swamp.
2. Not notifying the District Supervisor of a discharge within twenty-four (24) hours of the discharge and submitting written notice within five (5) days, as stated in Part II, Section C.6. Also included in the written notice should be a description of discharges, cause and period of noncompliance including times and dates, anticipated time the noncompliance is expected to continue, and steps to reduce, eliminate and prevent recurrence of the noncomplying discharge.
3. Discharge Monitoring Reports submitted should indicate a discharge whether it was permitted or unpermitted. Not reporting a noncomplying discharge could be considered falsification of documents.

On our October 3, 2000, visit it was recommended after the first noncompliant discharge that a cap be placed over the discharge pipe during non-operation times to avoid future unpermitted discharges. This was also restated in the December 18, 2000 letter. The placement of a cap may have prevented this most recent unpermitted discharge.

As stated in Part II, Section E.3. of your permit, "...nothing in this permit shall be construed to relieve the permittee from civil or criminal penalties for noncompliance, whether or not such noncompliance is due to factors beyond the permittee's control, such as accidents, equipment breakdowns, or labor disputes."

Mr. Chris Hubbell

-2-

February 23, 2001

Therefore, you must cease all unpermitted discharges to Tobeco Swamp immediately. Should unpermitted discharges occur in the future, you must submit notification as outlined in item two above, and in accordance with the permit conditions. Failure to comply with this will result in violation of Part 31 of the Natural Resource and Environmental Protection Act 451 of 1994 as amended.

Please direct comments or questions to Ms. Sy Vongphasouk at 231-775-3960, extension 6267, at the Cadillac District Office.

Sincerely,

*Michael Stifler/jd*

Michael Stifler  
District Supervisor  
Surface Water Quality Division  
231-775-3960, Extension 6260

cc: Ms. Maureen Kennedy, Grand Traverse County Drain Commissioner  
Ms. Sandra Beckwith, Whitewater Township Clerk  
Mr. Ross Childs, Grand Traverse County Administrator  
Ms. Janice Heuer, MDEQ-WMD

7099 3400 0007 5260 4297

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none"><li>■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</li><li>■ Print your name and address on the reverse so that we can return the card to you.</li><li>■ Attach this card to the back of the mailpiece, or on the front if space permits.</li></ul>		A. Received by (Please Print Clearly)	B. Date of Delivery <b>2-24-01</b>
1. Article Addressed to:  <b>MR CHRIS HUBBELL WILLIAMSBURG REC &amp; STORAGE 10190 MUNRO ROAD WILLIAMSBURG MI 49690</b>		C. Signature <b>X</b> <i>[Signature]</i>	<input type="checkbox"/> Agent <input type="checkbox"/> Addressee
		D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No	
		3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.	
2. Article Number (Copy from service label) <b>7099 3400 0007 5260 4297</b>		4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes	